

D.B. Criminal Parole Writ Petition No.6995/2006

Date : 10.04.2007

HON'BLE MR. JUSTICE SATYA PRAKASH PATHAK
HON'BLE MR. JUSTICE DEO NARAYAN THANVI

By post.

Mr. V.R. Mehta, Public Prosecutor.

The present parole petition has been registered on the letter of convict Madhukant Nagar, wherein it is stated that the petitioner, who is undergoing sentence at Central Jail, Jodhpur, has undergone 14 years' imprisonment and has also earned remission of 6 years.

The main grievance of the petitioner is that the period of parole granted and the temporary bail granted to the accused petitioner has not been included in the period of sentence.

The reply has been filed by the respondent-State mentioning that the petition is pre-mature in view of Section 9 of the Rajasthan Prisoners Release on Parole Rules, 1958 and also in view of notification dated 15.10.1990.

It appears that the convict has remained imprisoned for nearly 13 years and 7 months, therefore, his matter requires

consideration by the concerned authorities.

We therefore dispose of the petition with the observation that the matter of the petitioner be considered within a period of four months in accordance with the Rules.

The petition stands disposed of. A copy of this order may be sent to the convict.

(DEO NARAYAN THANVI), J. (SATYA PRAKASH PATHAK), J.